



3. DECLARATION FOR PATENT APPLICATION SOLE INVENTOR

MARK DEVEREUX the named inventor, I hereby declare:

My residence, post office address and citizenship are as stated next to my name below: Nils B. Lahr,
5128 Cantrill Court, Antioch Heights, CA 94509.

I believe that I am the original, first and sole inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled A SYSTEM AND METHOD FOR DETERMINING OPTIMAL SERVER IN A DISTRIBUTED NETWORK FOR SERVING CONTENT STREAMS the specification of which

is attached hereto.

X was filed on January 29, 2001 as application Serial No. 09/770,642 and (if applicable) was amended on.

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulation, ' 1.56.

Prior Foreign Applications

I hereby claim priority benefits under Title 35, United States Code, ' 119 of any foreign application(s) for patent or inventor's certificate listed below. I have also identified below any foreign application(s) for patent or inventor's certificate having a filing date before that of the application on which priority is based.

Country	Application Number	Date of Filing (day, month, year)	Date of Issue (day, month, year)	Priority Claimed Under 35 U.S.C. ' 119

Prior United States Application(s)

I hereby claim the benefit under Title 35 United States Code, ' 120 of any United States patent application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, ' 112, I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulation, ' 1.56 which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

Application Serial Number	Date of Filing (day, month, year)	Status C Patented, Pending, Abandoned
60/178,748	January 28, 2000	Pending

Power of Attorney

And I hereby appoint, both jointly and severally, as my attorneys with full power of substitution and revocation, to prosecute this application and transact all business in the U.S. Patent and Trademark Office connected herewith the following attorneys, their registration numbers being listed after their names:

David S. Abrams	Reg. No. 22,576
Robert H. Berdo	Reg. No. 19,415
Alfred N. Goodman	Reg. No. 26,458
Mark S. Bicks	Reg. No. 28,770
John E. Holmes	Reg. No. 29,392
Lance G. Johnson	Reg. No. 32,531
Dean H. Nakamura	Reg. No. 33,981
Garrett V. Davis	Reg. No. 32,023
Stacey J. Longanecker	Reg. No. 33,952
Joseph J. Buczynski	Reg. No. 35,084
Tara L. Hoffman	Reg. No. P- 46,510
Julie R. Keller	Reg. No. 30,488
Jeffrey J. Howell	Reg. No. 46,402
Marcus R. Mickney	Reg. No. 44,941
Aisha Ahmad	Reg. No. P-47,381

All correspondence and telephone communications should be addressed to:

Roylance, Abrams, Berdo & Goodman
1300 19th Street, NW Suite 600
Washington, DC 20036
(202) 659-9076
(202) 659-9344

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information knowledge and belief are believed to be true; and further that these were made with the knowledge that false statements made willfully are punishable by fine, imprisonment, or both a fine and imprisonment under Section 1001 of Title 18 of the United States; and further that false statements made willfully may jeopardize the validity of any patent issuing on an application in which the false statements were made.

Signature

Date

5/21/01

Full Name of

Sole Inventor Lahr

Nils

B.

Family Name

First Given Name

Second Given Name

Residence

5128 Cantrill Court, Antioch Heights, CA 94509

Citizenship USA

Post Office

Address same